

AN ACT

relating to the services provided to certain children detained in a juvenile detention facility.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Chapter 54, Family Code, is amended by adding Section 54.021 to read as follows:

Sec. 54.021. SERVICES PROVIDED TO CHILD IN DETENTION FACILITY PENDING CRIMINAL PROSECUTION. (a) A child ordered to be detained in a juvenile detention facility under Section 54.02(h) shall, to the extent practicable, be provided education, programming, and other services consistent with the minimum standards adopted by the Texas Juvenile Justice Board for juvenile detention facilities under Section 221.002, Human Resources Code.

(b) The facility administrator, or the administrator's designee, of a juvenile detention facility shall:

(1) not later than the 21st day after the date on which a child is ordered to be detained in a juvenile detention facility under Section 54.02(h):

(A) complete an initial assessment of the child to evaluate the needs of the child; and

(B) develop a written plan to ensure the child has an opportunity to make progress on identified rehabilitation goals pending trial; and

(2) at least once every 90 days after the date on which

1 the facility administrator or designee develops the written plan
2 described by Subdivision (1), prepare a status report that
3 documents:

4 (A) the education, programming, and other
5 services provided to the child;

6 (B) behavioral compliance or incidents, if any;

7 (C) any measurable progress on identified
8 rehabilitation goals during the preceding 90 days of detention; and

9 (D) any comments, observations, or
10 recommendations related to the child's educational or
11 rehabilitative needs.

12 SECTION 2. This Act takes effect September 1, 2023.

H.B. No. 5195

President of the Senate

Speaker of the House

I certify that H.B. No. 5195 was passed by the House on April 28, 2023, by the following vote: Yeas 134, Nays 10, 2 present, not voting.

Chief Clerk of the House

I certify that H.B. No. 5195 was passed by the Senate on May 18, 2023, by the following vote: Yeas 28, Nays 3.

Secretary of the Senate

APPROVED: _____

Date

Governor